

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 22, 2025

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SARAH L.,¹

Plaintiff,

v.

LELAND DUDEK, ACTING
COMMISSIONER OF SOCIAL
SECURITY,²

Defendant.

No. 1:25-CV-03025-MKD

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g) AND CLOSING FILE**

ECF NO. 8

¹ To protect the privacy of plaintiffs in social security cases, the undersigned identifies them by only their first names and the initial of their last names. *See* LCivR 5.2(c).

² Leland Dudek became the Acting Commissioner of Social Security on February 17, 2025. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Leland Dudek is substituted for Michelle King as the defendant in this suit. No further action need be taken to continue this suit. *See* 42 U.S.C. § 405(g).

1 Before the Court is the parties' Stipulated Motion for Remand, ECF No. 8,
2 requesting remand of the above-captioned matter to the Commissioner for
3 additional administrative proceeding pursuant to sentence four of 42 U.S.C. §
4 405(g). Kathryn Higgs represents Plaintiff. Special Assistant United States
5 Attorney L. Jamala Edwards represents Defendant.

6 After consideration, **IT IS HEREBY ORDERED** that:

7 1. The District Court Executive is directed to substitute Leland Dudek as
8 Defendant and update the docket sheet.

9 2. The parties' Stipulated Motion for Remand, **ECF No. 8**, is **GRANTED**.

10 3. The above-captioned case be **REVERSED** and **REMANDED** to the
11 Commissioner of Social Security for further administrative proceeding pursuant to
12 sentence four of 42 U.S.C. § 405(g).

13 The parties have stipulated to the following:

14 On remand, the Commissioner shall:

- 15 • Reevaluate the medical evidence of record;
- 16 • Reevaluate Plaintiff's residual functional capacity, taking into
17 consideration evidence related to Plaintiff's use of a walker; and
- 18 • Issue a new decision.

19 *See* ECF No. 8 at 1-2.

20 4. Judgment shall be entered for **PLAINTIFF**.

1 5. Upon proper presentation, this Court will consider Plaintiff's application
2 for fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

3 The District Court Executive is directed to enter this Order, **enter**
4 **Judgment**, forward copies to counsel, and **CLOSE THE FILE**.

5 DATED April 22, 2025.

6 s/Mary K. Dimke
7 MARY K. DIMKE
8 UNITED STATES DISTRICT JUDGE
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